

By: Ellis

S.B. No. 129

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the maximum speed limit for a neighborhood electric
3 vehicle being operated on a street or highway.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 551.301(1), Transportation Code, as
6 amended by Chapters 281 (H.B. 2702) and 1242 (H.B. 1596), Acts of
7 the 79th Legislature, Regular Session, 2005, is reenacted and
8 amended to read as follows:

9 (1) "Neighborhood electric vehicle" means a vehicle
10 that can attain a maximum speed of 35 miles per hour on a paved level
11 surface and otherwise complies with [~~subject to~~] Federal Motor
12 Vehicle Safety Standard 500 (49 C.F.R. Section 571.500).

13 SECTION 2. Section 551.303(a), Transportation Code, is
14 amended to read as follows:

15 (a) A neighborhood electric vehicle may be operated only on
16 a street or highway for which the posted speed limit is 35 miles per
17 hour or less. A neighborhood electric vehicle may cross a road or
18 street at an intersection where the road or street has a posted
19 speed limit of more than 35 miles per hour. A neighborhood electric
20 vehicle may not be operated on a street or highway at a speed that
21 exceeds the lesser of:

22 (1) the posted speed limit; or

23 (2) 35 miles per hour.

24 SECTION 3. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2009.